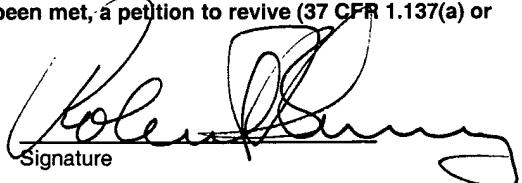


FORM PTO-1390	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No.
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		3165-147
		U.S. Application No. (if known) 10/583364 New Application
INTERNATIONAL APPLICATION NO. PCT/EP2004/014424	INTERNATIONAL FILING DATE December 17, 2004	PRIORITY DATE CLAIMED December 19, 2003
TITLE OF INVENTION METHOD FOR CONTROLLING CONIFEROUS PLANTS		
APPLICANT(S) FOR DO/EO/US Joseph ZAWIERUCHA, Glenn W. OLIVER, Harold E. QUICKE		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 		
ITEMS 11. TO 20. below concern other document(s) or information included:		
<ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 		

U.S. APPLICATION NO.: (known) 10/143,364	INTERNATIONAL APPLICATION NO. PCT/EP2004/014424	ATTORNEY DOCKET NO. 3165-147		
20. <input checked="" type="checkbox"/> Other items or information: <input type="checkbox"/> RO/101 <input type="checkbox"/> RO/105 <input checked="" type="checkbox"/> ISA/210(ISR) <input type="checkbox"/> IB/301 <input checked="" type="checkbox"/> IB/304 <input checked="" type="checkbox"/> IB/308 <input type="checkbox"/> IB 401 <input checked="" type="checkbox"/> IB/409(IPER) <input checked="" type="checkbox"/> IB/416 <input checked="" type="checkbox"/> Published Application WO 2005/058041 A2 (cover sheet0)				
21. The following fees are submitted:		<u>CALCULATIONS</u>		
<input checked="" type="checkbox"/> Basic National Fee \$300.00		\$ 300		
22. <input checked="" type="checkbox"/> Examination Fee If the written opinion prepared by ISA/US or the IPER prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200.00		\$ 200		
23. <input checked="" type="checkbox"/> Search Fee If the written opinion of the ISA/US or the IPER prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Search Authority \$100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400.00 All other situations \$500.00		\$ 400		
TOTAL OF 21, 22 AND 23 =		\$ 900		
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.		\$		
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Rate	
- 100 =	/ 50 =		x 250	\$
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).		\$		
Claims	Number Filed	Number Extra	Rate	.
Total Claims	35 - 20 =	15	X \$50.00	\$ 750
Independent Claims	3 - 3 =		X \$200.00	\$
Multiple dependent claim(s) (if applicable)			+ \$360.00	\$
TOTAL OF ABOVE CALCULATIONS =		\$ 1,650		
<input type="checkbox"/> Applicant claims small entity status. The fees indicated above are reduced by 1/2.		\$		
SUBTOTAL =		\$ 1,650		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).		+ \$		
TOTAL NATIONAL FEE =		\$ 1,650		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		+ \$ 40		
TOTAL FEES ENCLOSED =		\$ 1,690		
		Amount to be refunded	\$	
		Amount to be charged	\$	

10/583364
AP3 Rec'd DCI/PTO 19 JUN 2005

U.S. APPLICATION NO. (If known) New Application	INTERNATIONAL APPLICATION NO. PCT/EP2004/014424	ATTORNEY DOCKET NO. 3165-147
<p>a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 02-2135 in the amount of \$1,650 to cover the above filing fees and \$40 to cover the assignment recordation fee. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2135. A duplicate copy of this sheet is enclosed.</p>		
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>		
<p>SEND ALL CORRESPONDENCE TO: Customer No. 06449</p>		
<p>Rothwell, Figg, Ernst & Manbeck 1425 K St., N.W. Washington, D.C. 20005 Phone: 202/783-6040</p>		
<p> Signature</p>		
<p><u>Robert B. Murray</u> Name</p>		
<p><u>22,980</u> Registration Number</p>		